

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

December 24, 2007

DIVISION ONE

B199002 Los Angeles County, D.C.S. (Not for Publication)
 v.
 Reshawn J.

The orders are affirmed.

Jackson, J. (Assigned)

We concur: Vogel (Miriam A.), Acting P.J.
 Rothschild, J.

B199434 Los Angeles County, D.C.S. (Not for Publication)
 v.
 Meta M.

The orders are affirmed.

Jackson, J. (Assigned)

We concur: Mallano, Acting P.J.
 Vogel (Miriam A.), J.

December 24, 2007 (Continued)

DIVISION ONE (continued)

B199243 People (Not for Publication)
v.
Carbajal

The judgment is affirmed.

Jackson, J. (Assigned)

We concur: Mallano, Acting P.J.
 Rothschild, J.

DIVISION FIVE

B194924 Answar, Ltd. (Not for Publication)
v.
Bold Entertainment, LLC, et al.

The judgment is affirmed. Defendant, Bold Entertainment, LLC, is to recover its costs on appeal from plaintiff, Answar, Ltd.

Turner, P.J.

I concur: Armstrong, J.
I dissent: Mosk, J. (Opinion)

DIVISION FIVE (continued)

B193750 J.P. Eliopulos Enterprises, Inc., (Not for Publication)

v.

The City of Palmdale, et al.,

The judgment is affirmed. Defendants, The City of Palmdale and The City Council of the City of Palmdale, are to recover their costs incurred on appeal from plaintiff, J.P. Eliopulos Enterprises, Inc.

Turner, P.J.

I concur: Kriegler, J.

I concur: Mosk, J. (opinion)

DIVISION SIX

B180936 People (Not for Publication)

v.

Ayyar

We reverse the sentence and remand for recalculation of appellant's sentence with directions that: (1) the aggregate subordinate term not exceed five years based on former section 1170.1, subdivision (a); and (2) the total aggregate sentence not exceed the original sentence of 12 years 4 months. (See e.g., *People v. Castaneda*, *Castaneda*, *supra*, 75 Cal.App.4th at p.614.) In all other respects, the judgment of conviction is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.

Perren, J.

December 24, 2007 (Continued)

DIVISION SIX (continued)

B196592 The People (Not for Publication)
v.
Proulx

The judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.
Perren, J.

DIVISION EIGHT

B192314 People (Not for Publication)
v.
George Hicks

The judgment is affirmed.

Rubin, J.

We concur: Cooper, P.J.
Flier, J.

B200963 Los Angeles County, D.C.S. (Not for Publication)
v.
Antonio M.,
In re Devon L., a Person coming Under the Juvenile Court Law.

The order terminating parental rights is affirmed.

Flier, J.

We concur: Cooper, P.J.
Egerton, J. (Assigned)

DIVISION EIGHT (continued)

B198960 Los Angeles County, D.C.S. (Not for Publication)

v.

Melody S.,

In re Carmen S., a Person Coming Under the Juvenile Court Law

The order terminating Melody's parental rights is conditionally reversed. The matter is remanded to the juvenile court, with directions to promptly hold a hearing, at which Melody is represented by counsel to determine whether the ICWA applies. The hearing shall include all of the responses received from the noticed tribes, and any additional information obtained by further inquiry of Melody and her parents, if they make themselves available to the Department, following notice to Melody at her last known address by registered or certified mail with return receipt requested. If no tribe has responded indicating that Carmen is an Indian child, or the responses indicate that Carmen is not an Indian child within the meaning of the ICWA, the order terminating parental rights shall be immediately reinstated. If any noticed tribe has determined that Carmen is an Indian child, the juvenile court shall conduct further proceedings applying the appropriate provisions of ICWA, the Welfare and Institutions Code, and the California Rules of Court. (Justis S., supra, 150 CAL.APP.4th at pp. 1437-1438.)

Flier, J.

We concur: Rubin, Acting P.J.
 Egerton, J. (Assigned)

B199571 Wynona Harris

v.

City of Santa Monica

B202805 Wynona Harris

v.

City of Santa Monica

Filed order consolidating above captioned appeals.